

RECEIVED
CENTRAL FAX CENTER

JAN 12 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): P. Bonutti

Confirmation No. 6711

Application No.: 10/078,030

Attorney Docket No: 782-A02-012-3

Filed: February 19, 2002

Group Art Unit: 3731

For: METHOD AND APPARATUS FOR
POSITIONING AN ANCHOR MEMBER
(as amended)

Examiner: G. Jackson

RESPONSE TO FINAL OFFICE ACTIONMail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Dear Sir:


In response to the Final Office Action mailed November 16, 2004, please enter the following amendments and remarks into the file of the above-entitled application. In accordance with USPTO practice, each section of this Response begins on a separate sheet.

Applicant respectfully requests entry of this Response under the provisions of 37 C.F.R. §1.116(a) in that the amendments and remarks below place the application and claims in condition for allowance, or, at least, present the application in better form for appeal. Reconsideration and allowance of the pending claims in view of the following are respectfully requested.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to:
Group Art Unit 3731, at Fax # (703)872-9306,
COMMISSIONER FOR PATENTS, Alexandria, VA 22313-1450
ATTENTION: Patent Examiner Gary Jackson

On January 12, 2005

Dinah Fuentes
Name of Person Transmitting Facsimile
Signature of Person Transmitting Facsimile

01/14/2005 EMMONS 00000002 200090 10078030

PAGE 2/11 * RCVD AT 1/12/2005 10:43:06 AM [Eastern Standard Time] * SVR:USPTO-EFXXF-1/3 * DNIS:8729306 * CSID:305 416 4489 * DURATION(mm:ss):03:18

01 FC:1201

200.00 DA

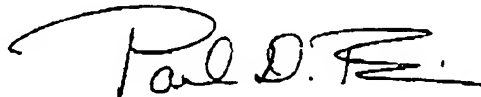
WTFEE

Applicant(s): P. Bonutti
Application No.: 10/078,030
Examiner: G. Jackson

appreciated since this should expedite the prosecution of the application for all concerned.

Please charge any required fee (or credit any overpayments of fees) to the Deposit Account of the undersigned, Account No. 500601 (Docket No. 782-A02-012-3).

Respectfully submitted,



Paul D. Bianco, Reg. # 43,500

Customer Number: 33771
Paul D. Bianco
FLEIT KAIN GIBBONS GUTMAN BONGINI & BIANCO
601 Brickell Key Drive, Suite 404
Miami, Florida 33131
Tel: 305-931-9620; Fax: 305-931-9627
e-mail: pbianco@focusonip.com